

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.7834 OF 2007

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Dt: 26.04.2007

Between:

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G.Satyavathi and others.

... Petitioners

and

The Joint Sub-Registrar-I

... Respondent

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THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.7834 of 2007

ORDER:

The petitioners presented, as many as, five documents for registration before the respondent. They were assigned pending numbers, being P455/06 to P459/06. The respondent addressed a letter, dated 21.11.2006, to the Mandal Revenue Officer, Peddavoora, requesting him to inform whether the property covered by the documents is transferable, or not. Further action was deferred till the reply was received. The petitioners challenge the action of the respondent in keeping the documents pending. They contend that the reason, on account of which the registration is kept pending, is unsustainable in law.

The respondent filed a counter-affidavit. It is stated that he received a letter, dated 24.11.2006, from the Revenue Divisional Officer, Miryalaguda, to the effect that the land in Sy.No.52 of Chintalapalem Village, is the evacuee property and the records have been manipulated in relation thereto.

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue.

The verification undertaken by the respondent is the one into the title of the vendors; the transferors, in the documents. Such a course is impermissible under the provisions of the Registration Act and the Rules made thereunder. If the Government has any claim, or right over such land, they have to work out the same in accordance with law and the documents, which are presented by the petitioners, would have no bearing on such rights.

Hence, the Writ Petition is disposed of, directing the respondent to process the application of the petitioners, without any reference to any communication received from the revenue authorities, within two

weeks from the date of receipt of a copy of this order. It is made clear that the documents so executed shall not be binding on the Government. There shall be no order as to costs.

L.NARASIMHA REDDY, J.

Dt.26.04.2007

GJ